

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION

FILED BY  D.C.

US AUG -4 PM 4:00

THOMAS JOERN WOLTER,

Petitioner,

v.

UNITED STATES DEPARTMENT OF
HOMELAND SECURITY,

Defendant.

THOMAS M. GOULD
CLERK, U.S. DISTRICT COURT
W/D OF TN, MEMPHIS

No. 04-2748-MaP

ORDER GRANTING DEFENDANT'S MOTION TO DISMISS AND DISMISSING
PLAINTIFF'S PETITION

On September 22, 2004, petitioner Thomas Joern Wolter ("Wolter") filed a "Petition for a Hearing on Naturalization Application Under 8 U.S.C. § 1447(b)." Defendant United States Department of Homeland Security ("DHS") filed a motion to dismiss Wolter's petition on February 8, 2005. DHS, in its motion to dismiss, argues that Wolter's petition for a hearing is moot because DHS adjudicated Wolter's naturalization petition on January 19, 2005. On May 17, 2005, the court entered an order requiring Wolter to show cause within 11 days from the date of the order as to why DHS's motion should not be granted. Wolter has not filed a response.

For good cause shown, Defendant's motion to dismiss is GRANTED and Plaintiff's petition is DISMISSED.

So ORDERED this 31 day of August 2005.

A handwritten signature in black ink, appearing to read 'SHM', with a long horizontal flourish extending to the right.

SAMUEL H. MAYS, JR.
UNITED STATES DISTRICT JUDGE



Notice of Distribution

This notice confirms a copy of the document docketed as number 10 in case 2:04-CV-02748 was distributed by fax, mail, or direct printing on August 5, 2005 to the parties listed.

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Honorable Samuel Mays
US DISTRICT COURT